

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

FUND FOR JOBS, GROWTH, &  
SECURITY, a Washington, D.C., not for  
profit corporation,

Plaintiff,

v.

NEW JERSEY ELECTION LAW  
ENFORCEMENT COMMISSION;  
RONALD DEFILIPPIS, in his official  
capacity as Chairman of New Jersey Election  
Law Enforcement Commission; WALTER F.  
TIMPONE, in his official capacity as Vice  
Chairman of New Jersey Election Law  
Enforcement Commission; AMOS C.  
SAUNDERS, in his official capacity as New  
Jersey Election Law Enforcement  
Commission Commissioner; EDWIN R.  
MATTHEWS, in his official capacity as  
Legal Counsel of New Jersey Election Law  
Enforcement Commission; and JEFFREY M.  
BRINDLE, in his official capacity as  
Executive Director of New Jersey Election  
Law Enforcement Commission,

Defendants.

Civil Action No. 3:13-CV-02177-MAS-LHG

**CONSENT ORDER FOR  
PERMANENT INJUNCTION**

THIS MATTER initially came before the Court upon Plaintiff Fund for Jobs, Growth, and Security's Complaint and attendant filings seeking preliminary and permanent injunctive relief. (See Dkt. No. 1.) On April 17, 2013, the Court issued an Order to Show Cause for the Entry of Preliminary Injunctive Relief. (Dkt. No. 6.) Upon consideration of Plaintiff's brief and attendant filings, as well as Defendants' letter consenting to the entry of injunctive relief in the form submitted to the Court with Plaintiff's moving papers, the Court issued its Preliminary Injunction Order on April 26, 2013. (Dkt. No. 8.)

Now, The Court having considered moving paper and arguments of Counsel, and the Parties consenting hereto and other good cause appearing, it is hereby

ORDERED on the 11<sup>th</sup> of July 2013 that Defendant New Jersey Election Law Enforcement Commission ("Defendant") shall be immediately and permanently and forever enjoined from enforcing the contribution limits set forth in N.J.S.A. 19:44A-11.5 as well as any applicable rules and regulations regarding these provisions, against Plaintiff Fund for Jobs, Growth, & Security as long as it does not make contributions to, or coordinated expenditures on behalf of, candidates or political party committees as defined by N.J.S.A. 19:44A-3.

IT IS FURTHER ORDERED that:

- a. Defendant shall withdraw the New Jersey Election Law Enforcement Commission's Advisory Opinion No. 01-2013.
- b. Defendant shall recommend to the Legislature that it amend N.J.S.A. 19:44A-11.5 to cure the infirmities in the statute raised by this litigation, so that the Commission may adopt regulations consistent therewith.
- c. The claims against individual Defendants, Ronald DeFilippis, Walter F. Timpone, Amos C. Saunders, Edwin R. Matthews, and Jeffrey M. Brindle are hereby dismissed without prejudice and without costs.
- d. The Clerk of the Court is hereby ordered to close this case.

*Michael A. Shipp*  
MICHAEL A. SHIPP, U.S.D.J.

The Undersigned Counsel hereby Consent  
To the Form and Entry of this Order

Attorneys for Plaintiff Fund for Jobs, Growth, & Security

s/ \_\_\_\_\_

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s/ \_\_\_\_\_

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s/ \_\_\_\_\_

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